



NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF
PATENT APPEALS AND INTERFERENCES

Attorney Docket No.:
CHEM1100

TECH CENTER 1600/2800

MAY 15 2002

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In re Application of:
Jay Leng

Application No:
09/559,874

Filed:
April 25, 2000

For: CELL PROLIFERATION ASSAY

Group Art Unit: 1642

Examiner: S. Rawlings

Applicants hereby appeal to the Board of Appeals from the decision dated October 31, 2001 of the Examiner rejecting claims 1-48 and 63-68.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. 1.17(b))	
		other than small entity	\$320.00
	<input checked="" type="checkbox"/>	small entity	\$160.00

2.	X	A petition and fee for an extension of time for reply to the rejection is attached.						
X	Extension Fee (37 C.F.R. 1.17(a))							
		Other than small entity						
		\$110.00		\$400.00		\$920.00		\$1,440.00
	X	Small entity						
		\$55.00		\$200.00	X	\$460.00		\$720.00

05/09/2002 GTEFFERA 00000121 09559874

02 FC:219

160.00 DP

Applicants:

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PATENT

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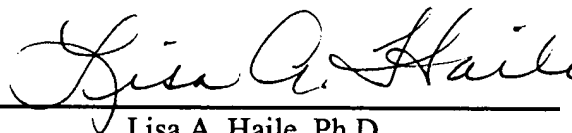
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TECH CENTER 1600/2900

3.	X	Enclosed is a check in the amount of \$620.00 (\$160.00; to file the Notice of Appeal and \$460.00 or the Three (3) Month Extension of Time fee). The Commissioner may charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. 50-1355.
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April 29, 2002

Date



Lisa A. Haile, Ph.D.

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GRAY CARY WARE & FREIDENRICH LLP

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CERTIFICATION UNDER 37 CFR 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, **April 29, 2002**, addressed to: Box AF, Commissioner for Patents, Washington, D.C. 20231.

Karen LePari

(Name of person mailing paper)



April 29, 2002

Signature

Date